

Board of Selectmen  
December 10, 2012

PRESENT: Rick Griffin, Chairman  
Richard Nichols, Vice Chairman  
Michael Pierce, Selectmen  
Ben Moore, Selectmen  
Philip Bean, Selectmen  
Frederick Welch, Town Manager

6:30 PM RSA 91-A:2.I(b) Non Meeting with Counsel

7:00 PM Public Meeting – Selectmen’s Meeting Room, Downstairs Town Offices

SALUTE TO THE FLAG

I. Public Comment Period

Bob Cantara, 189 Kings Hwy, abuts Municipal Lot on Kings Hwy and High Street. He would like clarification on the following: posting on times when people can park in lot starting at 5 am, sign location at South East corner and real concern with area that is going to allow scooter parking. Mr. Nichols commented on the difference in time being 5 am and 7 am.

Eileen Latimer thanked them for her appointment last week on recycling. She shared positive comments she received from the public following the presentation and how many of them would like more information on what can be recycled. She also spoke on her position on the committee as an alternate and the role she plays. She brought up that Mr. Silberdick has not yet taken his oath.

Jonathan Gozzo, 3 Schooner lane, property owner and business owner in Hampton. He commented on the proposal for the Kings Highway Lot and would like to know if the 8 spaces under number 4 can be limited to 3 hours like on the other side of the building.

II. Proposed Parking Amendments to Article 5 Parking Regulations

1. Amendments to Sections 1, 6, 9, 12, 13, and 15

Mr. Welch went through this proposal as requested by the Board. The proposals includes: motor scooter parking not motorcycle parking, standardized to meet all requirements, times different because of the location, missing resident parking signs in some areas and need to replace these signs.

Discussion with Board

The following members of the Board made comments and asked questions which were addressed by Mr. Welch.

Mr. Pierce asked questions and made comments as follows: section 6 questions in regards to spaces in this area and how they will be labeled, strike motorcycles since it is for mopeds/scooters, what would it take to put signs in the middle of the lot and thinks the 3 hour limit on parking is a good idea in certain areas.

Mr. Moore asked questions and made comments as follows: wonders what they are doing in section G, are resident stickers issued to scooters, 3 hour limitations in any lot for non-residents and Town Lot uptown will still have overnight parking section. Mr. Welch commented on the 3 hour limitation and stickers not being issued to rental companies.

Mr. Bean asked questions and made comments as follows: a more formidable boundary to separate lot from the two properties located at end of lot, thinks 2 hour limit is good and section G concerned about motorcycles.

Mr. Nichols made comments and asked questions as follows: questioned if scooter section is resident only parking, time limits problem with signage, spaces adjacent to building having time limits and enforceability of time limits.

The Board discussed whether or not parking in scooter section should be limited to residents only.

There was a consensus amongst the Board that the scooter section can be for residents or non-residents and there should be a 2 hour limit.

The Board discussed a barrier of some sort between the properties and the lot.

Mr. Nichols MOTIONED to go forward with the proposal as presented with the addition of a two hour time limit on the area designated as F and the area designated as G would be available to residents and non-residents but would not allow motorcycles. Mr. Moore SECONDED.

VOTE: 5-0-0

### III. Announcements and Community Calendar

Mr. Moore announced the new artwork being displayed in the Town Hall and the Congregational Church will have their Holiday Concert Saturday.

Mr. Bean reminded everyone that the kick off for the Patriots is in about ½ hour.

### IV. Appointments

1. Ed Tinker, Chief Assessor
  - a. 2012 Equalization Municipal Assessment Data Certificate

Mr. Tinker provided the Board with statistics on the 2012 Equalization Data sheet that is before the Board. He commented on: the preliminary median ended up being 98.4% in relation to the data set used, COD was 8.8%, sales price in relation to valuation, data set in 2011, 2% reduction in sale prices, to be under 10% for COD is really good and more activity.

Discussion

The following members of the Board made comments and asked questions which were addressed by Mr. Tinker.

Mr. Nichols made comments as follows: National levels compared to Town's and vast majority of sales were single family homes or condos.

Mr. Pierce MOTIONED to APPROVE the 2012 Equalization Municipal Assessment Data Certificate. Mr. Nichols SECONDED.

VOTE: 5-0-0

## V. Approval of Minutes

### 1. November 26, 2012

Page 9: 9<sup>th</sup> line, remove the word "in" and change 49" to "40"

Page 10: Reword the last line to reflect the following information "Mr. Bean made comments as follows: asked Atty. Gearreald if the BOS can waive the fee and Atty. Gearreald does not think the BOS can directly waive the fee. But, the BOS does have supervisory control of the Town Manager and the DPW Director and can provide a recommendation to both to waive the sewer connection fee".

Mr. Nichols MOTIONED to APPROVE the minutes of November 26, 2012 as amended. Mr. Pierce SECONDED.

VOTE: 5-0-0

## VI. Town Manager's Report

1. The Town received word from NH DES that the excavator has been removed from Hampton River at the bridge. DES has indicated that no leakage was experienced.
2. There will be a ground breaking ceremony at the location of the new Beach Fire Station on Brown Avenue at 3 PM on Wednesday, December 12, 2012.
3. The last day to file petitions for Zoning Amendments is this Wednesday, December 12, 2012 at 5 PM in the Selectmen's Office.
4. The last day to file petitions for regular warrant articles is January 8, 2013 at 5 PM in the Selectmen's Office.
5. In accordance with a vote of the Board notices are being issued that effective January 1<sup>st</sup> residential trash and recycling will be picked up only 1 day per week.
6. The office received a request to advertise the upcoming forum at Winnacunnet on December 19<sup>th</sup> by using the Town's electronic signs.
7. The Budget Committee is requesting the use of the Town's electronic signs to notice the Budget Hearing dates.

### Items added to report

Mr. Welch added the following items to his report: notice from DPW that trash/recycling pickup will be changed for Christmas week, Christmas day trash pickup will be picked up on Wednesday, suggestion by Mr. Muns to have an interview session with the Legislators and Comcast has approved many of the request and the contract should be coming back to the Town soon.

### Discussion

The following members of the Board asked questions and made comments which were addressed by Mr. Welch.

There was a consensus amongst the Board that the School District could use the Town's electronic signs to advertise the upcoming forum. The Board also agreed that the Budget Committee can have use of the electronic signs.

Mr. Pierce reiterated the need for recycling to be picked up after Christmas and not postponed.

Mr. Nichols made comments and asked questions as follows: need to make use of all vehicles to get the word out in regards to the trash/recycling pick up for the Christmas holiday, letter from DES regarding the Church Street Pump Station and Q&A that took place with some of the vendors and some clarification on what was meant by a "base bid only".

The Board discussed having the Legislators come in and agreed to have them come in on January 28<sup>th</sup>.

## VII. 2013 Warrant Articles

1. Election of Officers (Draft)
2. Personal Wireless Communication Services
3. Town Budget – To be discussed next week.
4. Hampton TV Origination Fund

Mr. Nichols asked for clarification on the \$100,000 in the Hampton TV Origination Fund, and Mr. Welch provided information he received from Mr. Schwotzer and how there is a limitation on what can be moved out based on the annual receipt. Mr. Welch went on to explain how special revenue funds work. He also added that it is being recommended that the amount be increased to \$125,000.

Mr. Moore made comments and asked questions as follows: he explained his question again in regards to spending the \$100,000, discussed the amount that goes to the general fund and special revenue fund, does not limit how much franchise fee comes from Comcast and questioned if there is a set split on how much of the franchise fee goes to the general fund and special revenue fund. There was an additional discussion on how this fund works and the purpose of this article.

Mr. Nichols questioned and clarified that this is not a limit on what can be spent. He also brought up the second station at the Fire Station.

There was a consensus amongst the Board to leave this at \$100,000 for another year.

5. Demolish Old Court House

Mr. Nichols asked for an update on where we are at in regards to bidding this out. Mr. Welch commented as follows: cost to prepare the bid and take about 30 days to complete the bidding process. Mr. Nichols thinks they should move forward on this and make any necessary adjustments at the Deliberative Session.

6. Cemetery Burial Trust Fund

Mr. Moore commented as follows: questioned if this fund was even necessary, wonders if there is a statutory requirement for it to continue, and can the article be eliminated. Mr.

Welch stated the article can be eliminated. Mr. Moore would like to go a year without this fund and see what happens.

Mr. Moore MOTIONED that they do not move forward with a Cemetery Burial Trust Fund article this year. Mr. Bean SECONDED.

Discussion on motion

Mr. Nichols wonders what the financial impact of this is and Mr. Moore explained in detail how fund works, and that the money just stays right in revenue. Mr. Pierce inquired why Mr. Moore does not want to put the money in the trust fund and Mr. Moore stated that it is in the revolving fund now and that it is not necessary, as it is a small amount, he explained the history of the article and why the fund was created in the first place. Mr. Nichols asked about the recent history of the spending from this fund.

VOTE: 5-0-0

7. Sewer Connection Fees – To be discussed next week.
8. Adopt Town Code Numbering – To be discussed next week.
9. Recreation Infrastructure Special Revenue Fund
10. Acceptance of Huckleberry Lane

Mr. Welch shared with the Board the language included in the article to accept the road, the article will be draft similar to the article for Pawnee, Dakota, and Mohawk.

Mr. Moore MOTIONED that article #2 Personal Wireless Communication Services be submitted to the Planning Board. Mr. Pierce SECONDED.

VOTE: 5-0-0

Mr. Moore MOTIONED that article #4 Hampton TV Fund be submitted to the Budget Committee for their review. Mr. Pierce SECONDED.

VOTE: 5-0-0

Mr. Nichols MOTIONED article #10 street acceptance of Huckleberry Lane (subject to language confirmation) is final. Mr. Pierce SECONDED.

VOTE: 5-0-0

Mr. Nichols MOTIONED that article #5 Demolition of Old Court House at \$75,000 be submitted to the Budget Committee for their review. Mr. Pierce SECONDED.

VOTE: 4-1(Moore)-0

Mr. Bean MOTIONED that article #9 Recreation Infrastructure Special Revenue Fund be submitted to the Budget Committee for their review. Mr. Moore SECONDED.

VOTE: 4-1(Pierce)-0

## VIII. Old Business

### 1. Reduction in Residential Trash Pick-up at the Beach Policy Approval

Mr. Welch went through the details of the policy including: curbside frequency of residential pickup beginning January 1<sup>st</sup> being reduced to one day a week and provided details on what qualifies as a residential property.

### Discussion

Mr. Nichols asked for clarification needed in regards to trailer parks and campgrounds and whether or not they are considered residential.

Mr. Moore MOTIONED to APPROVE the Reduction in Residential Trash Pick-up at the Beach Policy. Mr. Pierce SECONDED.

VOTE: 5-0-0

### Other Old Business

Mr. Pierce discussed the Winnacunnet/Lafayette Road intersection and the traffic exiting the Galley Hatch, he would like to suggest making the spur one way right away and not wait for the results of the article. Chairman Griffin and Mr. Nichols both agreed that this could not be solved tonight and need feedback from the Police Chief.

Mr. Moore mentioned that next week on the agenda there will be the hearing in regards to the Precinct District and the need to gather certain information by all parties involved.

Mr. Nichols brought up the list that was their box in regards to the collect trash/recycling on private properties. He realizes a decision cannot be made on this tonight but made the following comments: rationale as to why we are going on private property, do all these properties use Town issued carts and entertain adding additional properties to this list.

Mr. Pierce pointed out that we are going on third party property by going around Depot Square. Mr. Welch explained that it is a public health issue on certain private roads and explained the different private properties that the Town picks up.

Mr. Moore and Chairman Griffin both agreed that this cannot be solved tonight. Chairman Griffin expressed concern with bringing up commercial trash pickup and the need to get the commercial people in if we are going to go down this road again. Chairman Griffin also commented that the list is a lot longer than the one before the Board tonight.

Mr. Nichols believes that the Board does need to address this and the following should be done: request a complete list and the rationale as to why we are going on to private property.

Chairman Griffin disagrees with Mr. Nichols; as this is a bigger issue, and his way of coming in the back door with this topic again. Mr. Pierce suggested that we start with the current list of the pick up on private property and move forward from there. Mr. Bean requested that the BOS move on to New Business and the Consent Agenda.

### IX. New Business

1. Bid 2012-029 Snow Plowing and Removal
  - a. Contract Award to Vic Lessard and Sons, Inc.

Mr. Welch explained this has been bid out twice and Vic Lessard and Sons, Inc., was the only bidder both times. And does not believe anything would be accomplished if bid again

### Discussion

Mr. Moore asked if this was bid last year, and where do we use a bulldozer for this in Town. Mr. Welch addressed Mr. Moore's questions.

Mr. Moore MOTIONED to AWARD the Bid 2012-029 Snow Plowing and Removal Contract to Vic Lessard and Sons, Inc. Mr. Bean SECONDED.

Discussion on motion

Mr. Nichols inquired on the following: as a line item this comes out of in budget, how the amount increases in 2013, estimate on cost and contract out for the plow route previously discussed. Mr. Welch addressed Mr. Nichols concerns and questions.

VOTE: 5-0-0

Other new business

Mr. Nichols proposed a change in the personnel policy, that it be mandatory that all employment opportunities be posted on the Town website and explained why he thinks this should be done, and that it is a consensus of the Board to do this. Mr. Moore would like to see this put on the agenda for a future meeting to be discussed.

#### X. Consent Agenda

1. Conservation Commission Alternate Member Appointment – Anthony Ciofi
2. Retire Broken Server for Donation

Mr. Moore MOTIONED to MOVE item 1 on the Consent Agenda. Mr. Pierce SECONDED.

VOTE: 5-0-0

Mr. Pierce provided some information on the broken server, why it cannot be used by the Town and how it can be used for the PC for Kids Program.

Mr. Moore MOTIONED to MOVE item 2 on the Consent Agenda. Mr. Bean SECONDED.

Discussion

Mr. Nichols made comments as follows in regards to the Consent Agenda: items on consent agenda are put there with the understanding that they will not be discussed and they need to have information provided to them on each item on the consent agenda so that they know what they are approving.

VOTE: 5-0-0

#### XI. Selectmen's Closing Comments

#### XII. Adjournment

Mr. Pierce MOTIONED to adjourn the public meeting. Mr. Moore SECONDED.

VOTE: 5-0-0

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Chairman